

# Arizona Department of Water Resources

## Groundwater Right/Facility Report

RIGHT #: 59-224700.0000

STATUS DATE: 10/27/2015

AMA: PHOENIX AMA

RIGHT/PERMIT/FACILITY TYPE: GENERAL INDUSTRIAL USE WITHDRAWAL PERMIT

LAND OWNERSHIP : PRIVATE OR COMPANY

FILE STATUS: ACTIVE - ACTIVE

2015 ALLOTMENT: 85.00

BMP Enrollee: N

RETIRED ACRES: 0.00

WATER DUTY ACRES: 0.00

IRRIGATION ACRES 0.00

WATER DUTY 0

Mgt Plan 0

IRRIGATION DISTRICT NAME:

MAWA: 0

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### NAME & ADDRESS

TRIPLE G FARMS

TYPE: OWNER

ATTN: CONRAD GINGG

29115 W BROADWAY RD

BUCKEYE AZ 85326 6447

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### PLACE OF USE

29 T1.0N R4.0W

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### BOOK/MAP/PARCEL

\*\*\* NO DATA FOUND \*\*\*

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### WELL SERVING

Well#	Location	Year
55 - 576702	SW NW NE 29 T1.0N R4.0W	2015
55 - 582083	SE NW NW 29 T1.0N R4.0W	2015

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### RIGHT TO FACILITY RELATIONSHIPS

Related PCC	Relationship	Active Relationship	Reporting Flag
17-217048.0000	RIGHT/PERMIT USED AT FACILITY	Y	Y

## Disbursement Query

59-224700.0000

COPY

[Menu](#) [Back](#)[Search](#)

<u>Disbursement Document</u>	<u>Vendor Code</u>	<u>Vendor Name</u>	<u>Payee Name</u>	<u>Traveler ID</u>	<u>Check Amount</u>	<u>Issued Date</u>	<u>Check/EFT Number</u>	<u>Check Status</u>
AD, WCA, 160000152249, 1	MISCPAYVEND	TRIPLE G FARMS	*****		\$252.00	10/05/2015	000000217317414	Warranted
First Prev Next Last								

Record Date : \*\*/\*\*/2015  
 Disbursement Doc Type : AD  
 Disbursement Doc Code : AD  
 Disbursement Doc Dept : WCA  
 Disbursement Doc ID : 160000152249  
 Payee Code :  
 Payee Name : \*\*\*\*\*  
 Payee Indicator : V  
 Total Accounting Line Amount : \$252.00  
 Total Intercept Amount : \$0.00  
 Issued Date : 10/05/2015  
 Check/EFT Number : 000000217317414  
 Check Status : Warranted   
 Cleared Date :  
 Check Amount : \$252.00

Total Discount Amount : \$0.00  
 Total Penalty Amount : \$0.00  
 Total Interest Amount : \$0.00  
 Total Backup Withholding Amount : \$0.00  
 Total Contract Withholding Amount : \$0.00  
 Total default Intercept Fee Amount : \$0.00  
 Total Supplementary Intercept Fee Amount : \$0.00  
 Total Retainage Amount : \$0.00  
 Total Freight Amount : \$0.00  
 Total Use Amount : \$0.00  
 Total Tax Amount : \$0.00  
 Cancel/Reclass Reason :   
 Vendor Code : MISCPAYVEND  
 Vendor Name : TRIPLE G FARMS  
 Traveler ID :  
 Disbursement Category :

[Top](#)[Disbursement Detail Query](#)[Intercept Activity](#)[Retainage Detail](#)[Accrual Inquiry](#)

# Memorandum

**To:** Fiance Department  
Lihu Li, Manager

**Thru:** Stella Murillo, Manager *sm*

**From:** Jacob Nelson

**Date:** 9/30/2015

**Re:** Refund Request

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Upon review of Application for Triple G Farms No. 59-224700.0000 it has been determined that the accumulated time spent on the application did not equal a charge of \$1000.00. Therefore we are obligated to refund their money in the amount of \$252.00.

Please prepare a refund check from the payable to:

**Triple G Dairy**  
**29115 W. Broadway Rd.**  
**Buckeye, AZ 85326**

In the referenced amount please provide me a copy of refund check for the file.

Thank you.

**Cc:** Dept. Receipt  
Application

❖ File: No.59-224700.0000: \$252.00



**Arizona Department of Water Resources**  
Issuance, renewal, or modification of groundwater withdrawal permit.

**FINAL BILLING STATEMENT**

Pursuant to A.A.C. R12-15-103(F), after the Department makes a determination whether to grant or deny the application, or when an applicant withdraws the application, the Department shall prepare and send a final itemized billing statement. If the total fee exceeds the total fees paid to date, the applicant shall pay the balance, up to the maximum fee for the application plus any applicable review-related and public noticing costs, by the date specified in the statement, unless the applicant submits a timely request for reconsideration of the bill. If the applicant submits a timely request for reconsideration of the bill, the bill becomes past due if the applicant does not pay the amount due under the Director's decision on the request by the date specified in the decision. The Department shall not release the final permit or approval until the final bill is paid in full. If the total fee is less than the initial fee plus all other payments made to date, the Department shall refund the difference to the applicant within 35 days of the date of the statement.

If you have any questions regarding this invoice, contact ADWR Permitting Program.  
602-771-8500

<b>Application No. 59-224700.0000</b>		Invoice Number: 1199 Invoice Date: 9/30/2015 Invoice Cut-Off date: 09/30/2015
TRIPLE G FARMS 29115 W. BROADWAY ROAD BUCKEYE, AZ 85326		<b>Current Charges</b>
		<b>Payment Due Date:</b>
		<b>Refund Due: \$252.00 **</b>
<b>Prior balance: (\$1,000.00)</b>		
<b>Charge Type</b>	<b>Charges for Period Covered (see Itemized List of Charges)</b>	<b>Prior Charges</b>
Review Hours	\$708.00	\$0.00 *
Review-Related Costs	\$40.00	\$0.00
Total	\$748.00	

\* Maximum allowed fee for review hours \$10,000.00

\*\* Refund will be sent separately.

^ Keep the top portion for your records ^

ADWR Federal Tax #86-6004791

----- Cut along this line -----

**? This entire bottom portion must be returned to ADWR ?**

ADWR Federal Tax #86-6004791

TRIPLE G FARMS 29115 W. BROADWAY ROAD BUCKEYE, AZ 85326	Invoice Number: 1199
	Application No.: 59-224700.0000
	Invoice Cut-Off date: 9/30/2015

<b>Current Charges</b>	
<b>Refund Due:</b>	\$252.00
<b>Payment Due Date:</b>	

Do no write below this line

Make your check or money order payable to <b>ADWR</b> . THIS FORM MUST ACCOMPANY YOUR REMITTANCE Mail to: Financial Services Arizona Department of Water Resources 3550 North Central Avenue, Second Floor, Second Floor Phoenix, AZ 85012	Check No.
	Received:
	Postmarked:
	Entered:



### Itemized List of Charges

Invoice Number: 1199

Application No(s): 59-224700.0000

Date	Position Type	Work Performed	Total Hours
07/14/2015	Hydrologist	Substantive/Technical Review - Application review/Correspondence (review, drafting, memo preparation, editing)	1.00
07/14/2015	Permitting Staff	Log-In/Good Faith Review - Application log-in (initial scrutiny, create necessary file folder, etc.)	.50
08/14/2015	Permitting Staff	Substantive/Technical Review - Telephone calls/Meetings/Correspondence (preparation, call/meeting, documentation)	1.50
09/01/2015	Permitting Staff	Drafting permit/approval (research, drafting, editing) - Drafting permit (discussion (calls or meetings), negotiation, drafting and editing)	.50
09/01/2015	Permitting Staff	Public notice (drafting, procurement, coordination with newspaper, filing, mailing) - Drafting notice	.50
09/01/2015	Permitting Staff	Public notice (drafting, procurement, coordination with newspaper, filing, mailing) - Administrative paperwork/activities to publish and mail public notice	.50
09/24/2015	Permitting Staff	Finalization (approval or denial) - Telephone calls/Meetings (preparation, call/meeting, documentation)	.50
09/24/2015	Permitting Staff	Finalization (approval or denial) - Final editing, printing and approval process	.50
09/24/2015	Permitting Staff	Finalization (approval or denial) - Copying and mailing	.50
<b>Total Hours:</b>			6.00
<b>Review Hours Charges:</b>			6 hours * \$118 per hour = \$708.00

Date	Review Related Cost	Cost
7/22/2015	LEGAL NOTICE MAILING OR PUBLISHING	\$40.00
<b>Review Related Costs Total:</b>		\$40.00



DOUGLAS A. DUCEY  
Governor

THOMAS BUSCHATZKE  
Director

**ARIZONA DEPARTMENT of WATER RESOURCES**  
3550 North Central Avenue, Second Floor  
Phoenix, Arizona 85012-2105  
602.771.8500  
azwater.gov

Triple G Farms  
Attn: K.C. Gingg  
29115 W. Broadway Road  
Buckeye, AZ 85326

Re: Permit to Withdraw Groundwater for General Industrial Use  
Permit No. 59-224700.0000

Dear Permit Holder:

Enclosed is your permit for your records. The permit specifies the annual amount of groundwater that may be withdrawn pursuant to your permit and the location of the well or wells from which you are authorized to withdraw groundwater.

This is also an Official Notice of conservation requirements and monitoring and reporting requirements that apply to your industrial use. These requirements are contained in the Third Management Plan (TMP) for the Phoenix Active Management Area (AMA), and became effective January 1, 2002.

As a person who uses water not supplied by a city, town or private water company for a non-irrigation use, you are considered an industrial user. You are required to comply with the conservation requirements and monitoring and reporting requirements for all industrial users in sections 6-201 through 6-204 of the TMP. Those requirements are set forth in the enclosed *Attachment TMP-All Industrial Users*.

Additional specific requirements have been established in the TMP for the following industrial users: turf-related facilities, sand and gravel facilities, power plants, dairy operations and cattle feedlot operations, large-scale cooling facilities and new large landscape users. If any additional specific requirements apply to your facility, the corresponding attachment is enclosed (*Attachment TMP-Turf-Related Facilities; Attachment TMP-Sand and Gravel Facilities; Attachment TMP-Large-Scale Power Plants; Attachment TMP-Large-Scale Cooling Facilities; Attachment TMP-Dairy Operations; Attachment TMP-Cattle Feedlot Operations; Attachment TMP-New Large Landscape Users*).

If you begin using more than 100 acre-feet of water per year for industrial purposes after January 1, 2000, then you must submit a plan to improve the efficiency of water use by the facility within 180 days after the end of the first calendar year in which the facility uses more than 100 acre-feet of water for industrial

purposes, whichever is later, pursuant to section 6-1002 of the TMP (see enclosed *Attachment TMP-New Large Industrial Users*).

Please note that the conservation requirements in this notice apply to your facility operation as a whole, rather than to rights or permits individually.

### Administrative Relief from Conservation Requirements

The Department has found the conservation requirements in the TMP to be equitable for most water users. However, there are two separate methods for seeking administrative relief from the conservation requirements if you believe you will be unable to comply with the requirements. You may request a VARIANCE or, in some limited cases, an ADMINISTRATIVE REVIEW.

#### 1. VARIANCE

A person who requires additional time to comply with a conservation requirement may apply to the director for a VARIANCE from the requirement pursuant to A.R.S. § 45-574. The director may grant a variance for up to five years upon a showing of "compelling economic circumstances." An application for a variance must be filed within 90 days after the date you receive this notice.

#### 2. ADMINISTRATIVE REVIEW

If you feel that a conservation requirement is unreasonable as applied to you, you may apply for an ADMINISTRATIVE REVIEW of the requirement pursuant to A.R.S. § 45-575(A). An application for administrative review under A.R.S. § 45-575(A) must be filed within 90 days after the date you receive this notice.

An administrative review may also be applied for at any time during the third management period if extraordinary circumstances not in existence as of the date of this notice make it unreasonable to require your compliance with a conservation requirement. If these circumstances should arise during the third management period, please contact the Phoenix Active Management Area (AMA) for information and application procedures.

Pursuant to the provisions of A.R.S. § 45-604, any person withdrawing groundwater from a well pursuant to one or more type 2 non-irrigation rights or groundwater withdrawal permits in the aggregate amount of more than ten acre-feet per year is required to use a water measuring device to record rates of withdrawal in order to provide or allow the computation of an annual volume of pumpage from the well. The total volume of pumpage shall be reported on an annual report. The annual report shall be submitted no later than March 31 following the end of each completed annual reporting period.

The Department has issued this general industrial use permit pursuant to A.R.S. § 45-515 of the Groundwater Code. The legal nature of the water withdrawn from your wells may be the subject of court action in the future as part of a determination of surface water rights in your area. If there are court proceedings that could affect your wells, you will be notified and be given the opportunity to participate.

In accordance with A.R.S. § 45-520, your groundwater withdrawal permit may be conveyed only for the same use, subject to the approval of the director. A *Notification of Change of Ownership of Groundwater Withdrawal Permit* form for any change in ownership of the permit is available on our website: [www.azwater.gov](http://www.azwater.gov)

Under A.R.S. § 45-593, the person to whom a well is registered must notify the Department of a change in ownership, physical characteristics or any other data about the well in order to keep the well registration records current and accurate. For future changes, a *Request to Change Well Information* form is enclosed.

Pursuant to A.R.S. § 45-527, a permittee may seek modification of a groundwater withdrawal permit prior to its expiration and may seek renewal of a permit within six months prior to the date of the expiration of the permit. All permit modifications or renewal applications shall be subject to the same criteria used in issuing the initial permit.

If you have any questions about the terms and conditions of the permit or require any administrative corrections to this permit, please contact the Groundwater Permitting and Wells Unit at 602-771-8527

Sincerely,

A handwritten signature in black ink, appearing to read 'Thomas Buschatzke', with a long horizontal flourish extending to the right.

Thomas Buschatzke,

Director

Enclosure



**DEPARTMENT OF WATER RESOURCES**  
**PERMIT TO WITHDRAW GROUNDWATER FOR**  
**GENERAL INDUSTRIAL USE**  
**PURSUANT TO A.R.S. § 45-515**

PERMIT NO. 59-224700.0000

STATE OF ARIZONA                     )  
  ) ss.  
COUNTY OF MARICOPA             )

This is to certify that Application No. 59- 224700.0000 meets the requirements of Title 45, Chapter 2, Article 7, Arizona Revised Statutes, for a General Industrial Use Permit. The Director hereby grants a permit to the applicant to withdraw groundwater for general industrial use pursuant to Arizona Revised Statutes § 45-515, subject to the following limitations and conditions:

**Permit Limitations**

Permittee:                               Triple G Farms  
  29115 W. Broadway Road  
  Buckeye, AZ 85326

Active Management Area:           PHOENIX AMA

Sub-basin:                              WEST SALT RIVER VALLEY

Permit No. 59-224700.0000

Maximum Amount of Groundwater  
to be Withdrawn: 85 acre-feet per annum

Authorized Use of Groundwater: Dairy Operations

Authorized Place of Use for  
Groundwater Withdrawn: TOWNSHIP 1 (North), RANGE 4 (West),  
SECTION 29

Authorized Points of Withdrawal:

Authorized Well Registration Numbers:	File Numbers:	Depth of Well	Casing Diameter	Casing Material
55-576702	B(1-4)29 ABC	1000 feet	12 inches	STEEL
55-582083	B(1-4)29 BBD	1500 feet	12 inches	STEEL

Effective Date of Permit: September 25, 2015

Expiration Date of Permit: September 24, 2045

Permit Conditions

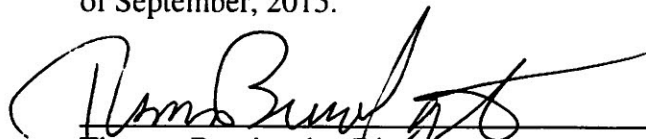
1. If during the life of the permit, the Director determines that uncommitted municipal and industrial Central Arizona Project water is available or other surface water or effluent of adequate quality is available at a cost comparable to groundwater, the Director may require the permittee to use such water in lieu of groundwater.
2. The permittee shall monitor and measure withdrawals of groundwater and shall report the total amount of groundwater withdrawn on an Annual Water Withdrawal and Use Report. The first annual reporting period shall be from the date of issuance of this permit through December 31, 2015. Subsequent annual reporting periods shall be from January 1 through December 31.

PERMIT NO. 59-224700.000

Permit No. 59-224700.0000

3. Groundwater withdrawals under this permit are subject to the Third Management Plan (TMP) or modifications to the TMP and any applicable requirements upon the first compliance date of the Fourth Management Plan (FMP) for the designated active management area. The Director may modify the permit conditions as needed to conform to the conservation requirements of the FMP.
4. The permittee shall utilize its existing groundwater authorities before utilizing this General Industrial Use Permit.
5. The issuance of the permit does not waive any federal, state, county or local government ordinances, regulations or permits for which the facility may have to comply.


WITNESS my hand and seal of office this 25<sup>th</sup> day  
of September, 2015.



Thomas Buschatzke, Director

**Appealable Agency Action Waiver**

I, BEN GINGS, duly authorized by the Applicant for General Industrial Use Permit No. 59-224700.0000 assert that the Applicant has reviewed the Final Appealable Draft Permit and hereby waives all rights that the Applicant may have pursuant to Arizona Revised Statutes, Title 41, Chapter 6, Article 10, and Title 45, Chapter 3.1, Article 5, to administrative and judicial appeal, review or hearing concerning the issuance of the above listed Permit, including all limitations and conditions contained therein.

  
Signature TRIPLE G FARMS

9-15-15  
Date

PARTNER  
Title



## **IPR SUMMARY REVIEW MEMORANDUM**

*Jacob Nelson, Groundwater Permitting and Wells Unit  
August 25, 2015*

**APPLICANT:** Triple G Farms  
**APPLICATION NO:** Permit No. 59-224700.0000  
**APPLICATION TYPE:** Application for Permit to Withdraw Groundwater for General Industrial Use within an Active Management Area (A.R.S. §45-515)

**Summary of the facts:** Triple G Farms, filed an “*Application for A Permit to Withdraw Groundwater for General Industrial Use within an Active Management Area*” on April 24, 2015 for an existing dairy. The application was for a renewal of permit number (59-205072.0000), but was considered an application for a new permit (59-224700.0000) because the renewal application was submitted passed the expiration date (2/8/15). The original permit (59-205072.0000) was issued for (84.34 acre-feet). The application submitted is asking for an increase to 85 acre-feet per year for 30 years.

The applicant has 2 Type II Non-Irrigation Grandfathered Rights No. 58-100061.0003 (223.00 acre-feet) and 58-104168.0002 (154.00 acre-feet). The applicant also has a Type I Non-Irrigation Grandfathered Right No. 58-103052.0005 (542.23 Acre-feet). The total allotment from the 3 rights and previous GIU permit is 1003.57 acre-feet per year. Triple G Farms withdrew between 988 and 1003 acre-feet of water between the years 2011 and 2014.

The water will be withdrawn from wells No. 55-576702, located in the SW1/4, NW1/4, NE1/4 of Section 29, T1N, and R4W and 55-582083 located in the SE1/4, NW1/4, NW 1/4 of Section 29, T1N, and R4W. There were no objections from the public notice issued. Hydrology determined that the location of the wells is within an area where the depth to groundwater is less than 100ft after 100 years and supports the issuing of this permit.

**Service Area:** The location of the General Industrial Use Permit is within 3 miles of the City of Buckeye. Triple G Farms submitted a letter of denial of service from the City of Buckeye.

**Issues:** The previous GIU permit issued to Triple G Farms was based on the allotment calculations used by Boschma Dairy (59-212519.0000). Boschma Dairy had requested additional water for drinking, udder washing, sanitation, etc. Sections 6-702.B.2.d of the TMP allows for additional water to be requested if the additional acre-feet will increase the health and sanitation of the animals. Based on this section of the TMP, Boschma Dairy's calculation was based on 165GAD for lactating cows instead of the standard 105GAD. Also, 47.5GAD was used for non-lactating animals instead of 20GAD and 27.5GAD instead of 20GAD for Heifers. The changes in the GAD allowed Triple G Farms to be granted 84.34 acre-feet per year on permit number (59-205072.0000).

**AMA Recommendations:** Groundwater Permitting and Wells recommends approval of the application for 85 acre-feet per annum for 30 years.


IPR Committee Comments:

IPR Special Conditions:

IPR Committee Recommendations:

- ☒ Approved  
☐ Denied  
☐ Other (explanation) \_\_\_\_\_

  
\_\_\_\_\_  
IPR Chairperson

  
\_\_\_\_\_  
Date

DOUGLAS A. DUCEY  
Governor



THOMAS BUSCHATZKE  
Director

**ARIZONA DEPARTMENT of WATER RESOURCES**  
3550 North Central Avenue, Second Floor  
Phoenix, Arizona 85012-2105  
602.771.8500  
azwater.gov

August 26, 2015

Triple G Farms  
Attn: K.C. Gingg  
29115 W. Broadway Rd.  
Buckeye, AZ 85326

Re: Decision of the Director to Grant General Industrial Use Permit No. 59-224700.0000 to Triple G Farms.

Dear Mr. Gingg,

This letter is the Decision of the Director of the Arizona Department of Water Resources (Engineering and Groundwater Permitting) to grant Permit No. 59-224700.0000 to Triple G Farms.

This Decision of the Director to grant General Industrial Use permit No 59-224700.0000 is an appealable agency action. I have enclosed a copy of the Final Appealable Draft Permit. The Final Appealable Draft Permit will be the final form of your permit upon issuance.

The Department's review of the relevant information establishes that all of the requirements for the issuance of a General Industrial Use permit as set forth in A.R.S. § 45-515 have been met. The Department has received no objections to your application.

You are entitled to appeal this decision. If you wish to appeal this decision, you must file a written appeal within thirty (30) days from receipt of this letter. I am providing you with a summary of the appeal process and appeal form, should you elect to pursue this option.

As no objections have been filed regarding your permit application, you may elect to complete and file the enclosed Appealable Agency Action Waiver Form, waiving your right to appeal the Director's Decision, so that your permit can be signed without delay.

If you do not file a notice of appeal or the Appealable Agency Action Waiver Form within the 30 day appeal period, the permit shall be signed and issued at the end of the 30 day appeal period.

Please direct any questions concerning the permit or the appeal process to Jacob Nelson at (602) 771-8427.

Sincerely,

A handwritten signature in black ink, appearing to read "Thomas Buschatzke", with a long horizontal flourish extending to the right.

Thomas Buschatzke,  
Director

Enclosure

2. Calculate the dairy operation's maximum annual water allotment for the calendar year as follows:

- a. Multiply the average daily number of lactating cows present during the calendar year by 105 gallons per animal per day (GAD) and then convert to acre-feet per year as follows:

$$C_L \times \frac{105 \text{ GAD}}{325,851 \text{ g/af}} \times d/\text{yr} = \text{Maximum annual water allotment for lactating cows (acre-feet per year)}$$

Where:  $C_L$  = Average daily number of lactating cows

GAD = Gallons per animal per day

g/af = Gallons per acre-foot

d/yr = Days in the year

The result is the dairy operation's maximum annual water allotment for lactating cows for the calendar year.

- b. Multiply the average daily number of non-lactating animals present during the calendar year by 20 gallons per animal per day (GAD) and then convert to acre-feet per year as follows:

$$A_N \times \frac{20 \text{ GAD}}{325,851 \text{ g/af}} \times d/\text{yr} = \text{Maximum annual water allotment for non-lactating animals (acre-feet per year)}$$

Where:  $A_N$  = Average daily number of non-lactating animals

GAD = Gallons per animal per day

g/af = Gallons per acre-foot

d/yr = Days per year

The result is the dairy operation's maximum annual water allotment for non-lactating animals for the calendar year.

- c. Add the dairy operation's maximum annual water allotment for non-lactating animals for the calendar year as calculated in subparagraph b of this paragraph and the dairy operation's maximum annual water allotment for lactating cows for the calendar year as calculated in subparagraph a of this paragraph. The sum is the maximum annual water allotment for the dairy operation for the calendar year, except as provided in subparagraph d of this paragraph.
- d. Upon application, the director may approve an additional allocation of water for the dairy operation consistent with industry health and sanitation objectives if the dairy operation requires more than its maximum annual water allotment because of one or more of the following:
- 1) Milkings per lactating cow occur more than three times daily;
  - 2) Technologies are used to achieve industry health and sanitation objectives that require additional water use; and

**IPR SUMMARY REVIEW MEMORANDUM**

*Prepared by Tana Zachreson, Phoenix AMA*

*December 16, 2004*

**APPLICANT:** Triple G Farms  
**APPLICATION NO:** 59-205072  
**APPLICATION TYPE:** Application for Permit to Withdraw Groundwater for General Industrial Use Within an Active Management Area (ARS §45-515)

**Summary of the facts:** On September 7, 2004 Triple G Farms filed an application for General Industrial Use for the operation of an existing dairy located within the NE ¼ Section 29 T1N R4W, near Broadway and Palo Verde Roads. The groundwater will be withdrawn from two existing well registration numbers 55-576702 located in the SE¼ NE¼ NE¼ Sec. 29 T1N R4W and 55-582083 located in the SE¼ NW¼ NW¼ Sec. 29 T1N R4W. The applicant has a Type II Non-Irrigation Grandfathered Right No. 58-100061.0003 with an annual allotment of 223 acre-feet and also has a Type I Non-Irrigation Grandfathered Right No. 58-103053.0024 with an annual allotment of 489.23 acre-feet. The total authority from the Type I and Type II rights used at the dairy is 712.23 acre-feet per year. The applicant is using more water than the 105/20 TMP GAD requirements and is adding another 500 cows to the dairy, which requires him to apply for additional withdrawal authority. Triple G has estimated that they will be using between 775.2 acre-feet and 810.2 acre-feet for 2004, which will put them over their existing combined T1 and TII allotments. The applicant is anticipating using between 62.97 to 97.97 acre-feet over their combined annual allotment of 712.23 acre-feet. Triple G Dairy entered into the Dairy BMP program in December 2000. Hydrology and Water Quality do not have any objections to the issuance of the permit.

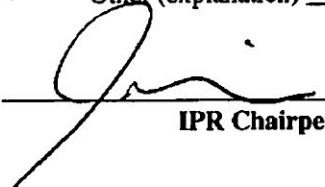
**Service Area:** The general industrial use is within 3 miles of the Town of Buckeye and has received a letter of denial of service from Buckeye. The Department received a fax from John Mihlik, president of Water Utilities of Greater Buckeye stating that the utility does not have any operating distribution lines within 3 miles of the dairy.

**Issues:** The Phoenix AMA and IPR approved a GIU for the Boschma Dairy at 165 GAD for lactating cows and 47.5 GAD for non-lactating cows and 27.5 GAD for heifers in October this year. Triple G Dairy is very similar to the Boschma Dairy and it was decided that the Phoenix AMA would use the same GAD rates for Triple G Dairy. Based on 3597 lactating cows at 165 GAD (664.81 af), 515 non-lactating cows at 47.5 GAD (27.40 af) and 3388 heifers at 27.5 GAD (104.36 af), the total demand calculates to 796.57 acre-feet. Based on the total demand of 796.57 acre-feet and minus the 712.23 acre-feet of available grandfathered rights, the Phoenix AMA is prepared to issue the GIU permit for 84.34 acre-feet.

**AMA Recommendations:** The Phoenix AMA recommends the GIU be approved for 84.34 acre-feet per year for 10 years, provided that there are no objections in the public noticing period ending December 24, 2004, with a permit condition stating that the applicant would be required to fully utilize all existing rights before any groundwater could be withdrawn pursuant to the GIU.

**IPR Recommendations/ Comments:**

X Approved  
~ Denied  
~ Other (explanation) \_\_\_\_\_

  
\_\_\_\_\_  
IPR Chairperson

12-16-04  
\_\_\_\_\_  
Date

### Acre-Feet Usage

Year	Type 1 58-103052.0005 (542.23)	Type 2 58-100061.0003 (223.00)	Type 2 58-104168.0002 (154)	GIU 59-205072.0000 (84.34)	Total (1003.57)
2014	542	215	147	84	988
2013	542	223	154	84	1003
2012	542	223	154	84	1003
2011	542	223	154	84	1003

### Allotment calculation (3<sup>rd</sup> management plan)

Animal type	Average daily number (AND)	GAD (Gallons per animal per day)	Allotment (ADN * (GAD/325,851af) * 365)
Lactating animals	3925	105	461.64
Non-lactating animals	6289	20	140.89
<b>Total</b>	<b>10,214</b>	<b>125</b>	<b>602.53</b>

### Allotment calculation (Previous permit: 59-205072.0000)

Animal type	Average daily number (AND)	GAD (Gallons per animal per day)	Allotment (ADN * (GAD/325,851af) * 365)
Lactating animals	3925	165	725.43
Non-lactating animals	1065	47.5	56.67
Heifers	5224	27.5	160.92
<b>Total</b>	<b>10,214</b>	<b>240</b>	<b>943.02</b>

**IPR SUMMARY REVIEW MEMORANDUM**

*Prepared by Tana Zachreson, Phoenix AMA  
December 14, 2006*

**APPLICANT:** Edward S. and Mina C.J. Boschma,  
as trustees of the Boschma Living Trust  
**APPLICATION NO:** 59-212519.0000  
**APPLICATION TYPE:** Application for Permit to Withdraw Groundwater for General  
Industrial Use Within an Active Management Area (ARS §45-  
515)

**Summary of the facts:** On July 5, 2006 Ryley, Carlock & Applewhite filed on behalf of Edward S. and Mina C.J. Boschma an Application for Permit to Withdraw Groundwater for General Industrial Use for the operation of their new Tonopah Dairy located generally within the N ½ Section 8 T2N R6W, between 387<sup>th</sup> and 395<sup>th</sup> Avenues and Maryland and Orangewood Avenues. The groundwater will be withdrawn from one existing well registration number 55-629185 located in the NE¼ NE¼ NE¼ Sec. 8 T2N R6W. The applicant is requesting more than the TMP GAD rates allow and has enrolled in the dairy BMP program.

The applicant estimates the demand at 190 GAD for 7,000 lactating cows and 52.50 GAD for 1,500 non-lactating cow, for a total demand of 1,578 acre-feet per year. The applicant will use their Type I Non-Irrigation Right No. 58-113070.0005, located in the N ½ Section 8 T2N R6W, with an annual allotment of 634.25 acre-feet to meet part of the demand. The applicant owns 2 Type 2 Right Nos. 58-115836.0002 and 58-111861.0001 which are fully being used at the applicant's Broadway and Belmont Dairies. Based on the applicant's total demand of 1,578.00 acre-feet minus the 634.25 af Type I allotment, the applicant is requesting 933.0 acre-feet from this GIU application. Hydrology and Water Quality do not have any objections to the issuance of the permit and there have been no objections in the public noticing period which ended October 6, 2006.

**Service Area:** The general industrial use is not located within 3 miles of any city, town or private water company.

**Issues:** The applicant has requested additional water for drinking, udder washing, barn clean up and sanitizing, animal cooling, calf barn clean up, and dust control. Section 6-702.B.2.d of the TMP allows a dairy to request additional water if the dairy requires more due than its maximum annual water allotment because technologies are used to achieve industry health and sanitation objectives that require additional water use or technologies are implemented for cooling lactating cows and non-lactating animals, which increase milk production. The Phoenix AMA recommends granting the additional water for drinking, animal cooling, and dust control and has allotted additional water for these uses for Boschma's Belmont Dairy and for Triple G Dairy in the past. However, the Phoenix AMA did not allot additional water for udder washing and barn sanitizing for the Belmont Dairy or for Triple G Dairy and we do not believe extra water is warranted for washing and clean-up at the Tonopah Dairy.

---



The applicant has stated that heat stress affects 2 of the most essential segments of a dairy farm business: milk production and reproduction. The applicant will be using a state-of-the-art mister technology at the Tonopah Dairy to minimize the heat load on the cattle which will increase milk production by 43%. Similar cooling technologies are already in place at the applicant's Belmont Dairy. Depending on the time of year, the Belmont Dairy produces an average of 74-79 pounds, or approximately 8.6-9.2 gallons of milk per cow per day. The Arizona Dairy Herd Improvement Association stated that the industry average was only 55.2 pounds or 6.4 gallons per cow per day in 2003.

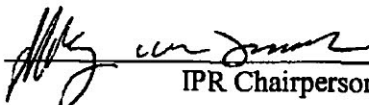
The Tonopah Dairy will be located just outside of the area in which the EPA requires counties to pave its roads. The applicant has stated that experiences at the Belmont Dairy indicate that Maricopa County will not pave 3 out of the 4 roads surrounding the new Tonopah Dairy. They are requesting an additional 80 acre-feet of water for dust control.

After reviewing all of the information in the GIU application and comparing to Boschma's Belmont Dairy, the Phoenix AMA believes the request for additional water for drinking and cooling is justified by the increase in milk production. Additional water for dust control is also justified. Thus, the demand, minus the washing and barn sanitizing, is 165 GAD for lactating cows and 47.5 GAD non-lactating cows. Based on 7,000 lactating cows at 165 GAD (1,293.77 af) and 1,500 non-lactating cows at 47.5 GAD (79.81 af) the total demand calculates to 1,373.57 acre-feet. The Phoenix AMA is prepared to issue the GIU permit for 739.32 acre-feet, which is calculated by subtracting out the 634.25 af allotment of Boschma's available Type I Right No. 58-113070.0005 from the total demand of 1,373.57 acre-feet.

**AMA Recommendations:** The Phoenix AMA recommends the GIU be approved for 739.32 acre-feet per year, with a permit condition stating that the applicant would be required to fully utilize all existing rights before any groundwater could be withdrawn pursuant to the GIU.

**IPR Recommendations/ Comments:**

- ☒ Approved *as recommended.*  
☐ Denied  
☐ Other (explanation) \_\_\_\_\_

 \_\_\_\_\_  
IPR Chairperson Date 12/14/06

## Jacob Nelson

---

**From:** KC Gingg <kcgingg@cox.net>  
**Sent:** Friday, August 21, 2015 11:51 AM  
**To:** Jacob Nelson  
**Subject:** Re: Type 1 Right correction

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Dear Mr. Nelson,

The correct Type 1 Right No. is 58-103052.0005. My brother most of listed a previous right no. in the supporting documents. Also, I confirmed that the dairy is milking 3925 cows, and the remainder is made up in dry stock and young stock. If you have any other questions, feel free to get back with me.

Thanks,

KC Gingg

Sent from my iPad

On Aug 19, 2015, at 12:25 PM, Jacob Nelson <[jnelson@azwater.gov](mailto:jnelson@azwater.gov)> wrote:

Hello,

I've attached a copy of the document supporting the proposed allotment of water submitted by Triple G Farms. The Type I Non-Irrigation Grandfathered Right listed (58-103053.0024) is listed as Inactive. The actual Type I Right that is found in the Northeast, 160 acre, quarter of Section 29, Township 1 North, Range 4 West is Right No. 58-103052.0005. Please verify the correct Type I Right No.

Thank you,  
Jacob

**Jacob Nelson**  
Groundwater Permitting & Wells  
Arizona Department of Water Resources  
602.771.8427

<image001.jpg>

<DOC.PDF>



## TRIPLE G DAIRY, 2004 LLLP

29115 W. BROADWAY RD., BUCKEYE, AZ 85326

Phone: 623-386-4565

Fax: 623-386-7969

June 16, 2015,

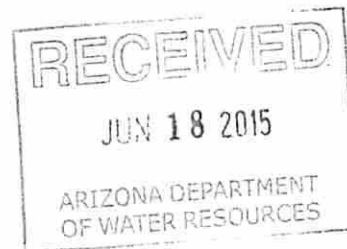
To Arizona Department of Water Resources:

Triple G Farms has a total of 919.23 acre ft. water right, which consists of the following three types:

Type I: 542.23 acre ft. (permit # ~~58-103053.0024~~ *58-103052.0005*)  
Type II: 223.00 acre ft. (permit # 58-100061.0003)  
Type III: 154.00 acre ft. (permit # 58-104168.0002)

Below is the last 10 years of acre ft. used:

2005-760 acre ft.  
2006-781 acre ft.  
2007-666 acre ft.  
2008-747 acre ft.  
2009-800 acre ft.  
2010-829 acre ft.  
2011-927 acre ft.  
2012-928 acre ft.  
2013-992 acre ft.  
2014-988 acre ft.



Triple G Farms respectfully requests a permit to withdraw an additional 84.34 ft. ground water under general industrial use #59-205072.

The herd and young stock has continued to grow since 2005. We use more water for drinking, cooling, washing and dust control. Cows are bigger and produce more milk per day. Supporting documentation is included.

Sincerely,

Ben Gingg

## LIVESTOCK INVENTORY

TRIPLE G DAIRY

DATE:

12/31/2014

BREED KIND OR CLASS	NUMBER	AGE WEIGHT	VALUE per HEAD/#	VALUE
MILKING & DRY COW (MC=      DC=      )	4,667	MATURE	1,450	\$6,767,150.00
MILKING AT SUNRISE	274	MATURE	1,450	\$397,300.00
BREEDING BULLS	49	MATURE	900	\$44,100.00
HEIFERS	754	20-24 MONTHS	1,450	\$1,093,300.00
HEIFERS	754	16-20 MONTHS	1,300	\$980,200.00
HEIFERS	754	12-16 MONTHS	1,150	\$867,100.00
HEIFERS	754	6-12 MONTHS	900	\$678,600.00
HEIFERS	754	4-6 MONTHS	650	\$490,100.00
HEIFERS	754	2-4 MONTHS	500	\$377,000.00
HEIFER CALVES	610	0-2 MONTHS	300	\$183,000.00
BULL CALVES	30	0-90 DAYS	100	\$3,000.00
BULL YEARLINGS	60	1 YEAR	700	\$42,000.00
TOTAL NUMBER OF HEAD	10,214	TOTAL DOLLAR VALUE		\$11,922,850.00

	OCTOBER	NOVEMBER	DECEMBER
AVERAGE COWS MILKED	0	0	0

Ben Gingg  
Triple G. Dairy  
29115 W. Broadway Rd.  
Buckeye, AZ 85326

COPY

Date of Report: 12/31/05 ✓

<b>LIVESTOCK INVENTORY</b>				
<i>Breed, Kind or Class</i>	<b>Number</b>	<b>Age Weight</b>	<b>Value per Head/#</b>	<b>Value</b>
Milking & Dry Cows	4034	Mature	1,400	\$5,647,600.00
Springers (Purchased within 90 days)	216	Mature	1,500	\$324,000.00
Breeding Bulls	45	Mature	800	\$36,000.00
Heifers Bred (24 Months plus)	300	1,000 +	1,200	\$360,000.00
Heifers (18 to 24 Mos.)	820	800 to 1,000	1,125	\$922,500.00
Heifers (12 to 18 Mos.)	820	600 to 800	875	\$717,500.00
Heifers (6 to 12 Mos.)	820	400 to 600	625	\$512,500.00
Heifers (4 to 6 Mos.)	820	200 to 400	375	\$307,500.00
Heifers (2 to 4 Mos.)	820	200	250	\$205,000.00
Calves	518	0 to 2 mos.	150	\$77,700.00
Bull Calves	11	0 to 90 days	50	\$550.00
Bull Yearlings	63	1 Year	300	\$18,900.00
<b>TOTAL NUMBER OF HEAD</b>	<b>9287</b>	<b>TOTAL DOLLAR VALUE (a)</b>		<b>\$9,129,750.00</b>





Rolling Net Percut # 21.96

THE UNITED DAIRYMEN OF ARIZONA  
TEMPE, ARIZONA

Net Percut. # 16.99

SETTLEMENT

PRODUCER PAYROLL STATEMENT

Period Ending 12/31/14

Quota% 100%

PRODUCER 494 TRIPLE G DAIRY INC

DAYS	DAILY BASE	BASE DATA PERIOD BASE	PERIOD QUOTA	MILK POUNDS	PRODUCTION BUTTERFAT POUNDS	BFAT AVERAGE	PROT TEST		
31	266,472	8,260,632	8,260,632	10,231,118	323,726	3.1641	3.13		
<div>DAY AVE 320,026 lb GROSS 19.37</div>				TEST	SETTLEMENT PRICE QUOTA	OVER QUOTA			
				PRODUCER	3.1641	20.081	16.439		
				STANDARD	3.50	20.75	17.11		
COMPUTATION OF GROSS PAY							PRODUCER TOTALS		
QUOTA	SKIM MILK POUNDS	VALUE	MILK AMOUNT	B.F. POUNDS	VALUE	BUTTERFAT AMT	QUOTA	1,658,779.63	
OVER QUOTA	1,908,138	10.1173	193,052.05	62,348	2.0991	130,874.69	OVER QUOTA	323,926.74	
CHEESE							GROSS PAY	1,982,706.37	
BUTTER/PWDR									
DEDUCTIONS	ADV. PROM.	MARKETING	HAULING	CAPITAL MO.	YEAR TO DATE POUNDS			DEDUCTIONS	85,972.30
RATE	.15	.10	.440302	.15	29,195,458				
AMOUNT	15,346.68	10,231.12	45,047.82	15,346.68	43,793.19				

Rolling Net Per cwt. \$ 13.89

THE UNITED DAIRYMEN OF ARIZONA  
TEMPE, ARIZONA

Avg. Net Per cwt. \$ 13.14

PRODUCERS PAYROLL STATEMENT

PRODUCER TRIPLE G DAIRY INC

PROD. NO. 494

SETTLEMENT PERIOD ENDING 12/31/05

QUOTA % 1.0

BASE DATA				MILK POUNDS	PRODUCTION	BFAT	PROT
DAYS	DAILY BASE	PERIOD BASE	PERIOD QUOTA		BUTTERFAT POUNDS	AVERAGE TEST	
31	225,000	6,975,000	6,975,000	8,863,948	322,729	3.6409	3.22
TOTAL				6,975,000	SETTLEMENT PRICE		
					TEST	QUOTA	OVER QUOTA
				PRODUCER	3.6409	14.325	13.320
				STANDARD	3.50	14.12	13.12

\* SKIM \*

COMPUTATION OF GROSS PAY

PRODUCER TOTALS

	MILK POUNDS	VALUE	MILK AMOUNT	B.F. POUNDS	VALUE	BUTTERFAT AMOUNT	Quota	999203.07
QUOTA	6721046	9.0173	606056.88	253954	1.5481	393146.19	Over Q	251615.86
OVER QUOTA:	1820173	8.1424	148205.77	68775	1.5036	103410.09	GROSS PAY	1250818.93

CHEESE



**GINGG FARMS**  
K.C. Gingg

Mobile: (602) 390-1998

Fax: (623) 386-8020

Home: (623) 932-1352

RECEIVED

MAY 26 2015

ARIZONA DEPARTMENT  
OF WATER RESOURCES

Jacob,

Here's the letter from the City  
of Buckeye in regards to Triple G Farms  
General use permit 59.244700.0000.

Sincerely,

KC Gingg

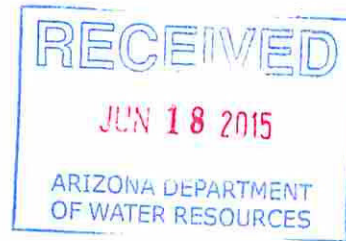




**CITY OF BUCKEYE**  
Engineering Department

May 5, 2015

Triple G Farms  
Attn: Conrad Gingg  
29115 W. Broadway Road  
Buckeye, AZ 85326



**RE:** The above referenced address and available water service

Your facility is located within our defined water service area but at this time we do not have the infrastructure in place to support water service to your location. As extension of our facilities to your location to provide service would be cost prohibitive at this time, we have no objection to the issuance of your industrial use permit. Be advised, however, that as our system expands to your location we reserve the right to address the issue of providing you water at that time.

Sincerely,

Jason Mahkovtz  
Deputy City Engineer  
City of Buckeye

John W. Wainwright



# PURCHASE REQUISITION/ORDER

51371

P.O. #

NOT VALID WITHOUT AUTHORIZED PROCUREMENT SIGNATURE

LARGE DELIVERIES ACCEPTED 6:30-7:30 AM, MONDAY-FRIDAY  
INSIDE DELIVERY REQUIRED - NO DOCK AVAILABLE

SHIP TO / BILL TO:

VENDOR:

Arizona Business Gazette  
P.O. Box 1950  
Phoenix, AZ 85001

Phoenix, AZ 85001

3500 N. Central Avenue  
Phoenix, AZ 85012

[illegible]

I have examined this claim and certify that the  
this claim, and if the available funds are from  
the amount claimed is hereby approved.

Printed Name \_\_\_\_\_

Signature

Date \_\_\_\_\_

I hereby certify under penalty of perjury that the items invoiced above have been received and inspected, that the quantities are as stated and the condition is satisfactory.

Printed Name \_\_\_\_\_

Signature

Date \_\_\_\_\_

Reference/PO # 72616  
05

# Arizona Business Gazette

The business resource

PO BOX 194  
Phoenix, Arizona 85001-0194  
(602) 444-7315 FAX (602) 444-5901

**LEGAL NOTICE  
ARIZONA DEPARTMENT  
OF WATER RESOURCES  
BEFORE THE DIRECTOR**

In the matter of Application No. 59-224700.0000 for a Permit to Withdraw Groundwater for General Industrial Use, located within the West Salt River Valley Sub-basin of the Phoenix Active Management Area.

The Director gives notice that Triple G Farms has filed the above referenced application for a Permit to Withdraw Groundwater for General Industrial Use pursuant to Arizona Revised Statutes, Title 45, Chapter 2, Article 7, § 45-515. It is the applicant's intent to use groundwater under this application for dairy operations. The applicant intends to use 2 existing wells located within Section 29 of Township 01 North, Range 04 West, GSRB&M. A total of 85 acre-feet per annum have been requested for a 30-year period.

A copy of the application is available for review in the Groundwater Permitting and Wells Unit, of the Arizona Department of Water Resources, 3550 North Central Avenue, Phoenix, Arizona 85012.

Objections to the issuance of the permit may be filed by persons that may be adversely affected by the project and must be

filed, in writing, with the Docket Supervisor of the Department of Water Resources, Legal Division, 3550 North Central Avenue, Phoenix, Arizona 85012, within fifteen (15) days after the last day of publication of this notice.

For this application, the final date on which an objection may be filed is August 21, 2015. Objections are limited to whether the application meets the criteria of Arizona Revised Statutes § 45-515. An objection shall state the name and mailing address of the objector, be signed by the objector, his agent or attorney and must clearly set forth the reasons why the permit should not be issued.

Issued this 23rd day of July, 2015  
Tom Buschatzke  
Director  
Pub: July 30; August 6, 2015

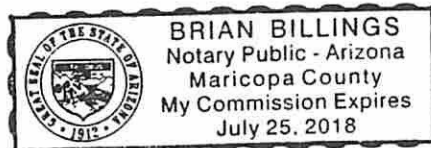
STATE OF ARIZONA  
COUNTY OF MARICOPA

} SS.

Manny Vargas, being first duly sworn, upon oath deposes and says: That he is the Legal Ad Rep of the Arizona Business Gazette, a newspaper of general circulation in the county of Maricopa, State of Arizona, published weekly at Phoenix, Arizona, and that the copy hereto attached is a true copy of the advertisement published in the said paper on the dates indicated.

7/30/2015  
8/6/2015

Sworn to before me this  
6TH day of  
AUGUST 2015



A handwritten signature in black ink, appearing to read "Manny Vargas", written over a horizontal line.

A handwritten signature in black ink, appearing to read "Brian Billings", written over a horizontal line.

Notary Public



## Order Confirmation

<b>Ad Order Number</b>	<b>Sales Rep.</b>	<b>Order Taker</b>	<b>Ordered By</b>
0008429521	weavert	weavert	
<b>Customer</b>		<b>Payer Customer</b>	
ARIZONA DEPARTMENT OF WATER RE		ARIZONA DEPARTMENT OF WATER	
<b>Customer Account</b>		<b>Payer Account</b>	
6027718500ARIZ		6027718500ARIZ	
<b>Customer Address</b>		<b>Payer Address</b>	
3550 N Central Ave, 2nd Flr, Attn: Finance I		3550 N Central Ave, 2nd Flr, Attn: Finance I	
Phoenix AZ 85012 USA		Phoenix AZ 85012 USA	
<b>Customer Phone</b>		<b>Payer Phone</b>	
602-771-8500		602-771-8500	
<b>Customer Fax</b>		<b>Order Source</b>	
<b>Customer Email</b>		<b>PO Number</b>	
@azwater.gov		72616	

## Ad Content Proof

**LEGAL NOTICE**  
ARIZONA DEPARTMENT  
OF WATER RESOURCES  
BEFORE THE DIRECTOR

In the matter of Appli-  
cation No. 59-224700.0000  
for a Permit to Withdraw  
Groundwater for General  
Industrial Use, located  
within the West Salt River  
Valley Sub-basin of the  
Phoenix Active Manage-  
ment Area.

The Director gives no-  
tice that Triple G Farms  
has filed the above refer-  
enced application for a  
Permit to Withdraw  
Groundwater for General  
Industrial Use pursuant to  
Arizona Revised Statutes,  
Title 45, Chapter 2, Article  
7, § 45-515. It is the appli-  
cant's intent to use  
groundwater under his  
application for dairy oper-  
ations. The applicant in-  
tends to use 2 existing  
wells located within Sec-  
tion 29 of Township 01  
North, Range 04, West,  
GSRB&M. A total of 85  
acre-feet per annum have  
been requested for a 30-  
year period.

A copy of the applica-  
tion is available for re-  
view in the Groundwater  
Permitting and Wells Unit,  
of the Arizona Depart-  
ment of Water Resources,  
3550 North Central Ave-  
nue, Phoenix, Arizona  
85012.

Objections to the iss-  
uance of the permit may be  
filed by persons that may  
be adversely affected by  
the project and must be  
filed in writing with the  
Docket Supervisor of the  
Department of Water Re-  
sources, Legal Division,  
3550 North Central Ave-  
nue, Phoenix, Arizona  
85012, within fifteen (15)  
days after the last day of  
publication of this notice.

For this application, the  
final date on which an ob-  
jection may be filed is Au-  
gust 21, 2015. Objections  
are limited to whether the  
application meets the cri-  
teria of Arizona Revised  
Statutes § 45-515. An ob-  
jection shall state the  
name and mailing address  
of the objector, be signed  
by the objector, his agent  
or attorney and must  
clearly set forth the rea-  
sons why the permit  
should not be issued.

Issued this 23rd day of  
July 2015  
Tom Buschatska  
Director  
Pub: July 30; August 6,  
2015

<b>Tear Sheets</b>	<b>Proofs</b>	<b>Affidavits</b>	<b>Special Pricing</b>	<b>Promo Type</b>
0	0	0	None	

<b>Package Name</b>	<b>Blind Box</b>	<b>Payment Method</b>

## Invoice Text

## Materials

<b>Net Amount</b>	<b>Tax Amount</b>	<b>Total Amount</b>	<b>Payment Amt</b>	<b>Amount Due</b>
\$40.00	\$0.00	\$40.00	\$0.00	\$40.00

<b>Ad Number</b>	<b>Ad Type</b>	<b>Ad Size</b>
0008429521-01	C-ABG Liner	: 1.0 X 80 Li

<b>External Ad Number</b>	<b>Ad Released</b>	<b>Ad Attributes</b>
	No	

<b>Color</b>	<b>Pick Up</b>	<b>Production Method</b>
<NONE>		Internal

## Production Notes

<b>Product Information</b>	<b>Placement/Classification</b>	<b># Inserts</b>	<b>Cost</b>
<b>Run Dates</b>			
<b>Sort Text</b>			
<b>Run Schedule Invoice Text</b>			

C-ABG::	P-ABG Legals - ABG Legals	2	\$40.00
7/30/2015, 8/6/2015			
523TRIPLE			
AZ DEPT. WATER / TRIPLE G FARMS			
P-azcentral::	P-ABG Legals - ABG Legals	2	\$0.00
7/30/2015, 8/6/2015			
LEGALNOTICEARIZONADEPARTMENTOFW.			
LEGAL NOTICE ARIZONA DEPARTMENT OF			

**DOUGLAS A. DUCEY**  
Governor



**THOMAS BUSCHATZKE**  
Director

**ARIZONA DEPARTMENT of WATER RESOURCES**  
3550 North Central Avenue, Second Floor  
Phoenix, Arizona 85012-2105  
602.771.8500  
azwater.gov

June 22, 2015

Triple G Farms  
Attn: K.C. Gingg  
29115 W. Broadway Rd.  
Buckeye, AZ 85326

Re: Tripe G Farms, General Industrial Use Permit No. 59-224700.0000

Dear Mr. Gingg:

The Arizona Department of Water Resources has completed its review of the above referenced application and has determined it to be administratively complete and correct under A.R.S. §§ 41-1074 and 45-871.01.

Pursuant to A.R.S. § 45-871.01, notice of this application will be published in the Arizona Business Gazette and will run for two consecutive weeks, after which there will be a fifteen (15) day objection period. The dates of publication will be July 30, 2015 and August 8, 2015 and the objection period will conclude on August 21, 2015. A copy of the public notice is enclosed. Please contact us immediately if you discover any inaccuracies in the notice.

If you have any questions, please contact me at (602) 771-8427

Sincerely,

A handwritten signature in black ink, appearing to read "Jacob Nelson".

Jacob Nelson  
Groundwater Permitting and Wells Unit

Enclosure

# LEGAL NOTICE

## ARIZONA DEPARTMENT OF WATER RESOURCES

### BEFORE THE DIRECTOR

In the matter of Application No. 59-224700.0000 for a Permit to Withdraw Groundwater for General Industrial Use; located within the West Salt River Valley Sub-basin of the Phoenix Active Management Area.

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Issued this 23<sup>rd</sup> day of July, 2015  
Tom Buschatzke  
Director

Publication Dates:

July 30, 2015 and August 6, 2015



Printed on recycled paper. Each ton of recycled paper saves 7,000 gallons of water.





# Memorandum

To: Jake Nelson, Groundwater Permitting and Wells  
From: David Christiana, Groundwater Permitting and Wells *DC*  
CC: Jeff Tannler, Statewide AMA Director  
Date: 7/14/2015  
Subject: Review of Application for a Permit to Withdraw Groundwater for General Industrial Use within an Active Management Area  
59-224700.0000  
Triple G Farms

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Comments: I have reviewed the above-referenced application for a permit to withdraw groundwater for general industrial use in the Phoenix AMA. The applicant will use two existing wells (55-576702 and 55-582083) to withdraw 85 acre-feet of groundwater per year for 30 years. This is the same volume associated with a previous permit, which expired in March 2015. Since no new wells are being used, reviews of well impacts, potential land subsidence, and water quality are not necessary. My review consists of an evaluation of the assured water supply.

## Assured Water Supply Criteria, A.R.S. §45-515A(6)

The subject wells are located in section 29 of township 1 north, range 4 west. The approximate location of the facility is shown on the attached Assured Water Supply map for the Salt River Valley (Phoenix AMA AWS Application Base 100 Years Projection, dated 11/5/2010). The map shows the projected depth to water after 100 years of pumping throughout the domain of the model. Actual withdrawals from 2008, which included the volume associated with the previous GIU for this facility, were carried forward for 100 years. The model run includes the duration of the permit. The well locations for this GIU are in an area where the depth to groundwater is less than 100 feet after 100 years (see attached map). An assured water supply is available for the duration of the permit at the location of the facility.

## Conclusion

I support issuing this General Industrial Use permit for 85 acre-feet per year for 30 years.

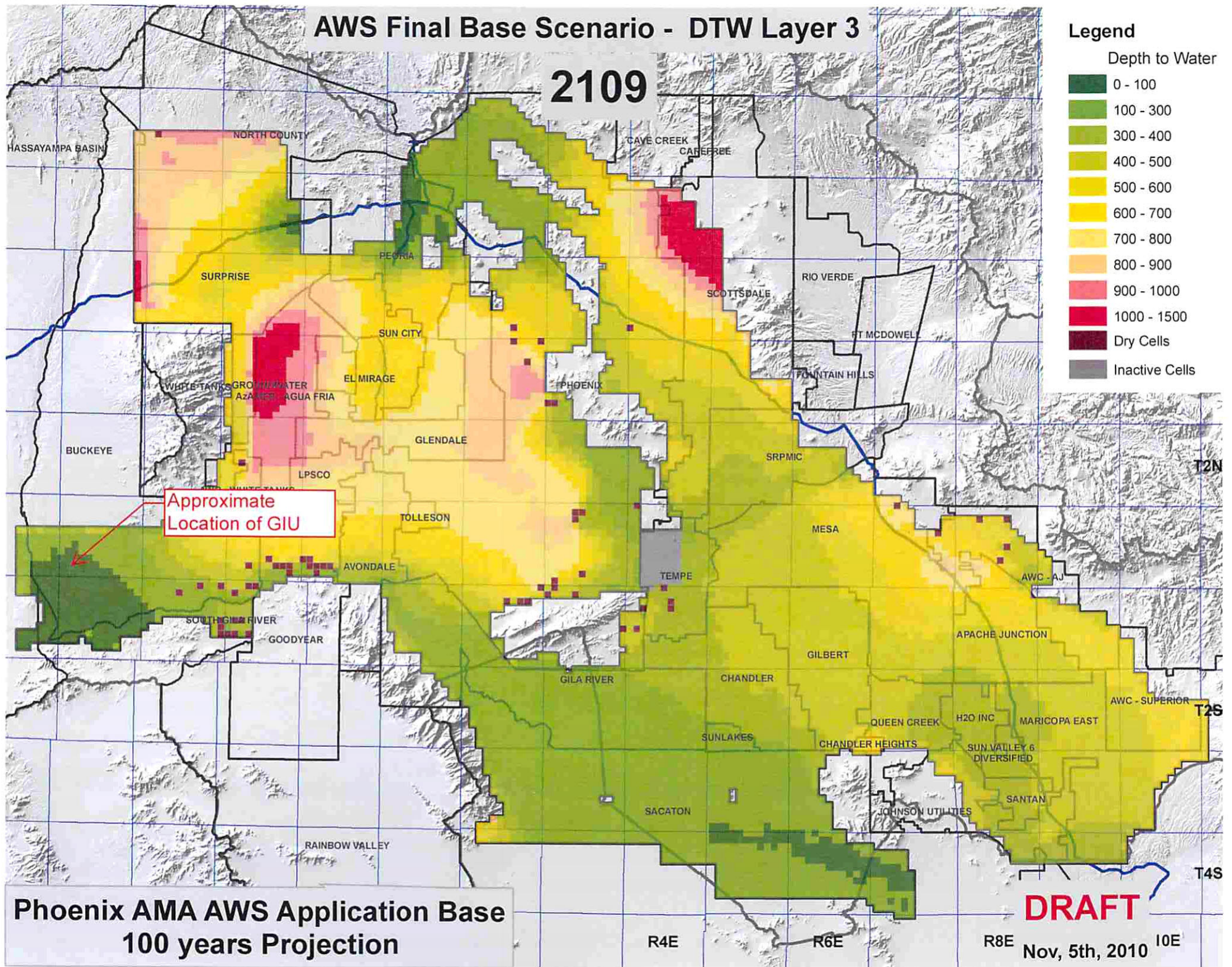
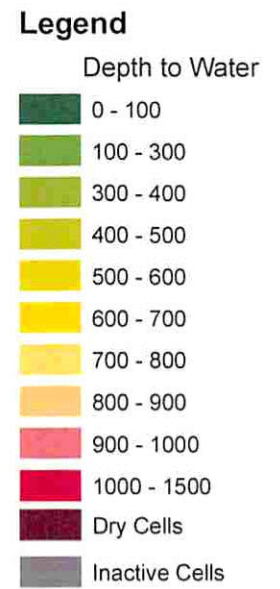
## Attachment

Figure - AWS Final Base Scenario - DTW Layer 3, 2109



# AWS Final Base Scenario - DTW Layer 3

2109



**Phoenix AMA AWS Application Base  
100 years Projection**

**DRAFT**

Nov, 5th, 2010

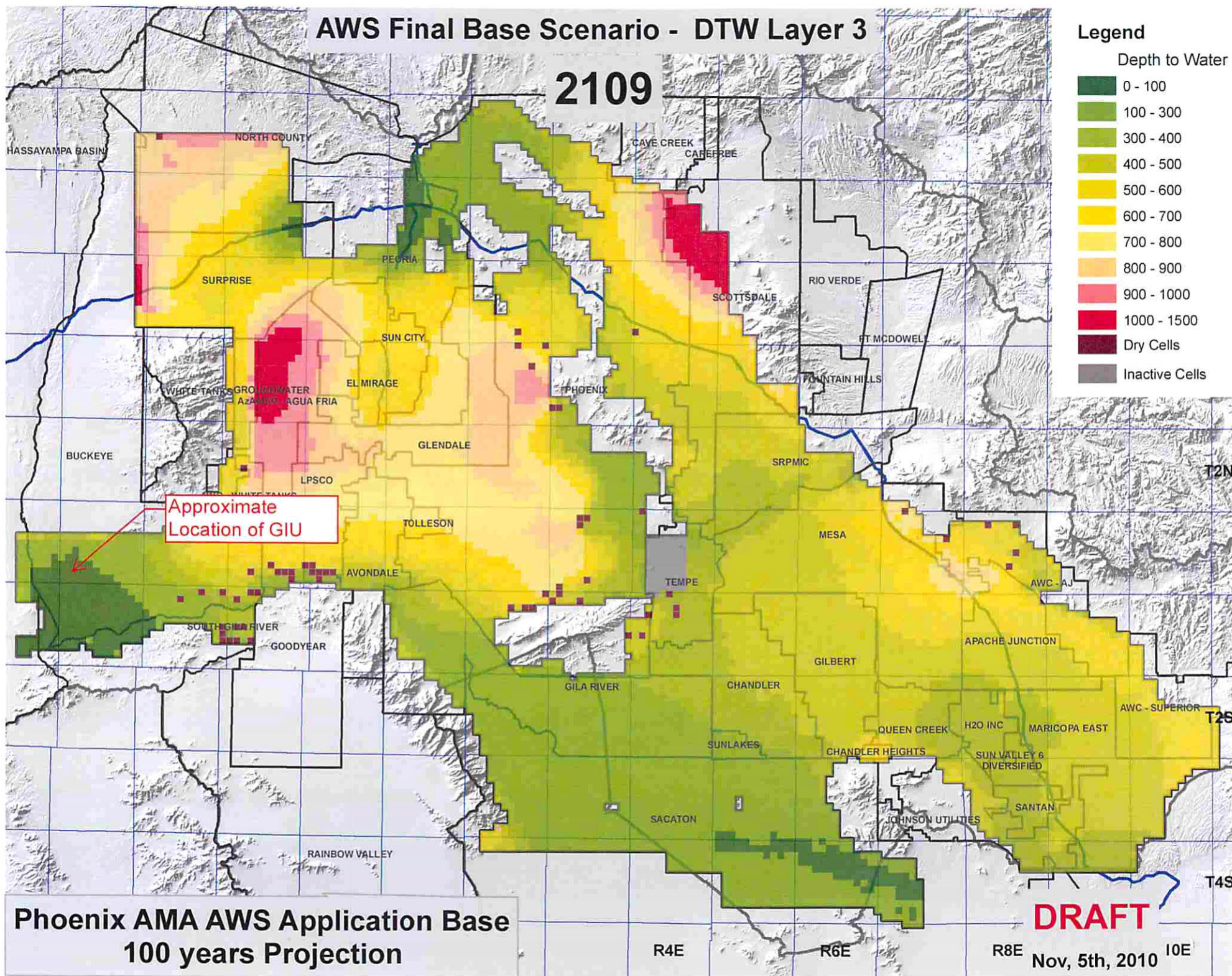


# AWS Final Base Scenario - DTW Layer 3

2109

## Legend

Depth to Water



Phoenix AMA AWS Application Base  
100 years Projection





## TRIPLE G DAIRY, 2004 LLLP

29115 W. BROADWAY RD., BUCKEYE, AZ 85326

Phone: 623-386-4565

Fax: 623-386-7969

June 16, 2015,

To Arizona Department of Water Resources:

Triple G Farms has a total of 919.23 acre ft. water right, which consists of the following three types:

Type I: 542.23 acre ft. (permit # 58-103053.0024)

Type II: 223.00 acre ft. (permit # 58-100061.0003)

Type III: 154.00 acre ft. (permit # 58-104168.0002)

Below is the last 10 years of acre ft. used:

2005-760 acre ft.

2006-781 acre ft.

2007-666 acre ft.

2008-747 acre ft.

2009-800 acre ft.

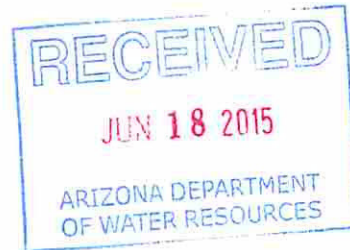
2010-829 acre ft.

2011-927 acre ft.

2012-928 acre ft.

2013-992 acre ft.

2014-988 acre ft.



Triple G Farms respectfully requests a permit to withdraw an additional 84.34 ft. ground water under general industrial use #59-205072.

The herd and young stock has continued to grow since 2005. We use more water for drinking, cooling, washing and dust control. Cows are bigger and produce more milk per day. Supporting documentation is included.

Sincerely,

Ben Gingg



CITY OF BUCKEYE  
Engineering Department

RECEIVED

MAY 26 2015

ARIZONA DEPARTMENT  
OF WATER RESOURCES

May 5, 2015

Triple G Farms  
Attn: Conrad Gingg  
29115 W. Broadway Road  
Buckeye, AZ 85326

RE: The above referenced address and available water service

Your facility is located within our defined water service area but at this time we do not have the infrastructure in place to support water service to your location. As extension of our facilities to your location to provide service would be cost prohibitive at this time, we have no objection to the issuance of your industrial use permit. Be advised, however, that as our system expands to your location we reserve the right to address the issue of providing you water at that time.

Sincerely,

Jason Mahkovtz  
Deputy City Engineer  
City of Buckeye

DOUGLAS A. DUCEY  
Governor



THOMAS BUSCHATZKE  
Director

**ARIZONA DEPARTMENT of WATER RESOURCES**  
3550 North Central Avenue, Second Floor  
Phoenix, Arizona 85012-2105  
602.771.8500  
azwater.gov

April 29, 2015

Triple G Farms  
Attn: K.C. Gingg  
29115 W. Broadway Rd.  
Buckeye, AZ 85326

**Re: Application for Permit to Withdraw Groundwater for General Industrial Use No. 59-224700.0000**

Dear Mr. Gingg:

On April 24, 2015, the Department of Water Resources (Department) received the above-referenced, General Industrial Use application. The Department has reviewed the above-referenced application to determine if the application meets the substantive requirements of A.R.S. § 41-1075, the Department has determined that additional information is required. The following information must be submitted before the Department can complete the application review.

- Number 8 on the application asks for the total annual volume of groundwater for which this application is being made and states that supporting documentation must be provided. Please provide the Department with documentation to support the 85 acre-feet per year requested.
- A.R.S. § 45-515 (A)(4), signifies that if the intended general industrial use is to be located within three miles of the exterior boundaries of the service area of a city, town, or private water company, the applicant must obtain a letter of denial of service. According to ADWR documentation, wells 55-576702 and 55-582083 are both located within 3 miles of the 'Town of Buckeye's' service area. Please provide the Department with a letter of denial of service from the 'Town of Buckeye'.

Please submit all of the above information within 60 days. Failure to submit the information requested within 60 days may result in the denial of the application. The Department's substantive review time frame is suspended until all of the requested information is provided.

If you have any questions please contact Jacob Nelson at 602-771-8427 or by email at [jnelson@azwater.gov](mailto:jnelson@azwater.gov), if you have any questions.

Sincerely,

Jacob Nelson  
Groundwater Permitting and Wells  
Arizona Department of Water Resources

## Jacob Nelson

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**To:** kcinggg@cox.net  
**Subject:** Denial of Service and Annual Volume supporting documentation  
**Attachments:** Denial of Service Letter.PDF; Annual Volume.PDF

Mr. Gingg,

Attached is a copy of the Denial of Service letter as well as supporting documentation for amount of annual volume of water from the previous application 59-205072.0000.

Being that the permit expired before the renewal application was submitted, the permit is then treated as a new application. Thus needing the same information required as a new permit. One of those requirements being supporting documentation of the annual volume of groundwater for which the application is being made for. I have attached the letter from the previous permit (59-205072.0000) for your reference.

Also included is a Denial of Service letter from the 'Town of Buckeye'. Another Denial of Service letter is required regardless if the application is for a new permit or a renewal.

I will also send out an "Incomplete and Incorrect" letter suspending the time frame of the application until the preceding documents are submitted to ADWR. Sorry for the inconvenience of not bringing this to your attention when you were at our office. If you have any questions, please give me a call.

Thank you,  
Jacob

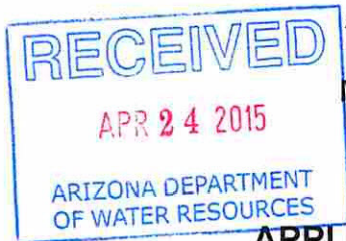
## Jacob Nelson

Groundwater Permitting & Wells  
Arizona Department of Water Resources  
602.771.8427



PROTECTING ARIZONA'S  
WATER SUPPLIES  
for ITS NEXT CENTURY





ARIZONA DEPARTMENT OF WATER RESOURCES  
WATER MANAGEMENT DIVISION  
MAIL TO: P.O. BOX 36020, PHOENIX, ARIZONA 85067-6020  
3550 North Central Avenue, Phoenix, Arizona 85012  
Phone (602) 771-8527 Fax (602) 771-8690

**APPLICATION FOR PERMIT TO WITHDRAW GROUNDWATER  
FOR GENERAL INDUSTRIAL USE WITHIN  
AN ACTIVE MANAGEMENT AREA (A.R.S. § 45-515)**

**I. INSTRUCTIONS:**

1. COMPLETE ALL APPROPRIATE ITEMS ON THIS APPLICATION AND SIGN IN DESIGNATED PLACE.
2. Mail to P.O. Box 36020, Phoenix, Arizona 85067-36020 or deliver in person to 3550 North Central Avenue, Phoenix, Arizona 85012.
3. The initial fee for an Application for a Permit to Withdraw

Groundwater for a General Industrial Use is \$1,000. Total fees for this application are based upon an hourly billable rate, which can be found on the ADWR web site @www.azwater.gov. If the costs of reviewing your application exceed \$1,000, you will be invoiced for the difference, up to a maximum total fee of \$10,000. Payment may be made by cash, check, or credit card (if you wish to pay by credit card, please contact the Groundwater Permitting and Wells Program at 602-771-8527). Checks should be made payable to the Arizona Department of Water Resources. In addition to the hourly application fee, the applicant must pay any review-related costs associated with the application and the actual cost of mailing or publishing any legal notice of the application or any notice of a pre-decision administrative hearing on the application. Review-related costs are: (1) costs associated with a pre-decision hearing on the application, such as court reporter services and facility rentals for the hearing, and (2) mileage expenses for a site visit conducted before issuing a decision on the application. Failure to enclose the initial application fee will cause the application to be returned. Fees for An Application for a Permit to Withdraw Groundwater for a General Industrial Use are authorized by A.R.S. § 45-113 and A.A.C. R12-15-103.

4. USE EXPLANATORY SECTION ON BACK FOR CLARIFICATION.

**II. GENERAL DATA**

- ☐ New Application ☒ Renewal of Permit No. 59- 205072.0000
- ☐ Modification of Permit No. 59- \_\_\_\_\_

1. Name of Applicant Triple G Farms  
29115 W. Broadway Road, Buckeye, Az. 85326  
Mailing Address City State Zip Telephone
2. Active Management Area: Phoenix Sub-basin: West Salt River Valley
3. Name of owner of land where groundwater will be withdrawn: Triple G Farms  
29115 W. Broadway Road, Buckeye, Az. 85326  
Mailing Address City State Zip
4. Parcel # (s) \_\_\_\_\_
5. Legal description of land where groundwater will be used: Section 29, T1N-R4W, GSRBAM
6. Name of owner of land where groundwater will be used if different than No. 3: \_\_\_\_\_

Mailing address City State Zip

7. Specific purpose for which the groundwater will be withdrawn: Dairy operation

8. Total annual volume of groundwater for which this application is being made: 85 acre feet per year for 30 years. **SUPPORTING DOCUMENTATION MUST BE PROVIDED.**

9. What is the cost of obtaining uncommitted municipal and industrial CAP water, other surface water, or effluent of adequate quality that is available at the point where the operator's wellhead or distribution system would otherwise be?

10. Attach proof of denial of service by a city, town, or private water company if the location of the applicant's intended use is within three miles of the exterior boundaries of the service area of such city, town, or private water company. (Attach supporting documentation). This is not required for an expanded animal industry use as defined in A.R.S. § 45-402.

11. Identify the legal description of any irrigated acres of land owned or controlled by the applicant: \_\_\_\_\_

12. Identify any type 2 non-irrigation rights owned or controlled by the applicant: 58-100061.0003  
58-104168.0002

13. Groundwater to be withdrawn by means of:

A. Wells already in existence:

<u>Registration No</u>	<u>Location</u>	<u>Depth</u>	<u>Diameter of Casing</u>	<u>Casing Type</u>
55- <u>576702</u>	_____	<u>1000</u>	<u>12 inches</u>	<u>Steel</u>
55- <u>582083</u>	_____	<u>1500</u>	<u>16 inches</u>	<u>Steel</u>
55-_____	_____	_____	_____	_____

B. New wells: If a new or replacement well at a new location is to be constructed, a well construction permit pursuant to A.R.S. § 45-599 must be submitted with this application. Complete and attach new well supplement, DWR Form 55-90, and a well diagram for each well to be constructed.

EXPLANATORY: \_\_\_\_\_

It is understood that the Permit, if granted, will be issued in accordance with the Groundwater Code, Title 45, Chapter 2. The permittee will be bound by the provisions of such law and the provisions of the Permit issued.

I (we), K.C. Gingg (print name) hereby affirm that all information provided in this application is true and correct to the best of my/our knowledge and belief.

Signature of Applicant(s) K.C. Gingg Date 4/24/15

Signature of Landowner K.C. Gingg Date 4/24/15

Arizona Department of Water Resources

3550 N Central Ave.

Phoenix AZ 85012

Customer:

TRIPLE G DAIRY 2004 LLLP  
29115 W. BORADWAY RD.  
BUCKEYE, AZ 85326

Receipt #: 15-39035  
Office: MAIN OFFICE  
Receipt Date: 04/28/2015  
Sale Type: IN\_PERSON  
Cashier: WRJRN

Item No.	Index	AOBJ	Description	Ref ID	Qty	Unit Price	Ext Price
67057	15239	4439-TT	Issuance, renewal, or modification of groundwater withdrawal permit	59-224700.0000	1	1,000.00	1,000.00
RECEIPT TOTAL:							1,000.00

Payment type: CHECK

Amount Paid: \$1,000.00

Payment Received Date: 04/28/2015

Check #	3786
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Notes: FROM TTA.